



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/542,059

12/02/2005

Wolfgang Otto Budde

DE03 0020 US

8936

24738

7590

03/12/2010

PHILIPS INTELLECTUAL PROPERTY & STANDARDS

PO BOX 3001

BRIARCLIFF MANOR, NY 10510-8001

EXAMINER

BENOIT, ESTHER

ART UNIT

PAPER NUMBER

2442

MAIL DATE

DELIVERY MODE

03/12/2010

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Advisory Action**  
**After the Filing of an Appeal Brief**

Application No.	Applicant(s)	
10/542,059	BUDDE ET AL.	
Examiner	Art Unit	
ESTHER BENOIT	2442	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The reply filed 05 January 2010 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:
- a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).
- b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief. See 37 CFR 41.33(d)(2).
2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences for further consideration of rejection (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☒ The reply is entered. An explanation of the status of the claims after entry is below or attached.
4. ☒ Other: With respect to claims 1, 9, 10, and 11, the Applicants argue that Stecyk, Ben-Ze'ev, nor Kim discloses "wherein in response to a user entering the desired device name in the mobile input unit and brining the mobile input unit within the range, the desired device name is automatically transmitted from the mobile input unit to the device and the name memory of the device is overwritten with the desired device name". The applicants do not specify in this or any other claim the "range", but only states the range is less than 3 meters in dependent claim 5. Therefore, this limitation allows for an infinite amount of range possibilities. With respect to claim 3, the Applicants argue that Stecyk, Ben-Ze'ev, nor Kim discloses "means to limit the range so that communication between the mobile input unit and the device is of a shorter range than communication between two devices". In Col. 8, lines 51-58, Ben-Ze'ev discloses the transmitters and receivers are equipped with a means to limit communication to a close range of each other in order to prevent interference with other devices that are in communication. Limiting the range of the mobile input unit and the device to a shorter range than communication between two devices would obviously allow the mobile input unit and the device to be close enough to prevent interference.

/Shawki S Ismail/  
Primary Examiner, Art Unit 2455